రిజిష్టర్డు నెం. ఎ-228



కృష్ణా జిల్లా రాజపత్రము

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అధికారమువలన ప్రచురించబడినది.

నెం. 4(2)	మచిలీపట్టణం, 2013వ సంవత్సరము, ఏప్రియల్ నెల, 27వ తేది, శనివారము

Copy of :-

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Treasuries & Accounts Department - Misappropriation of Government money at Sub- Treasury, Nidadavole by Sri N. V. Surya Rao, formerly Sub Treasury Officer, Nidadavolu and presently Sub Treasury Officer, District Treasury, Krishna - Impose punishment of dismissal from service - Orders -Issued.

[G. O.Rt. No. 104 FINANCE (ADMN.-III) DEPARTMENT Dated : 09-01-2013]

Read the following :

1. Lr. No. K(1) 3/9041/06, dated 01-11-2006 of DTA, A. P., Hyderabad.
2. Lr. No. K(1) 3/9041/06, dated 01-09-2008 of DTA, A. P., Hyderabad.
3. Lr. No. K1 (3)/9041/06, dated 13-02-2009 of DTA, A. P., Hyderabad.
4. Lr. No. K(1) 3/9041/06, dated 30-07-2011 of DTA, A. P., Hyderabad.
5. From the Secretary, Andhra Pradesh Public Service Commission, A.P., Hyderabad Lr. No. 2228/RT/2/2012, dated 12-12-2012.

* * *

Whereas in the reference 1st read above, the Director of Treasuries and Accounts, A. P., Hyderabad has informed that Sri N. V. Surya Rao, formerly Sub Treasury Officer, Nidadavolu and presently working Sub Treasury Officer, District Treasury, Krishna (Charged Officer) has misused his official position and

committed fraudulent drawals by adopting different modus operandi and misappropriated the amounts so drawn. The Charged Officer has broadly adopted the following modus operandi, drawn Government money either by himself or facilitated others to draw and caused disappearance of the evidence in one way or other by manipulating the Treasury accounts.

2. Whereas in the reference 2nd read above, disciplinary action was initiated against the Charged Officer (C.O.) and the following charges were initiated against the Charged Officer.

Charge I :

"that Sri N. V. Surya Rao, Sub Treasury Officer (U/s) while working as STO at Sub Treasury, Nidadavole has irregularly drawn an amount of Rs. 3,23,710/- in seven transactions during 8-1-2004 to 19-7-2005 from his Drawing Officer's Current Account No. 010000055192, not accounted from them in any of the Drawing and Disbursal Accounts of the Sub Treasury Office and misappropriated the same and, in order to conceal his fraud, he had mainipulated the Sub Treasury account of those days and thereby failed to maintain integrity and exhibited conduct unbecoming of a responsible Government servant".

Charge II :

"that Sri N. V. Surya Rao, Sub Treasury Officer (U/s) while working as STO at Sub Treasury, Nidadavole has fraudulently drawn an amount of Rs. 1,25,350 in three bills as shown in statement 2 enclosed to Annexure II through his personal S. B. Account No. 01190014763 held with the State Bank of India, Nidadavole Branch without maintaining any record, misappropriated that amount and in order to conceal it from coming to the notice of the District Treasury, he had manipulated the Sub Treasury Account. Thereby he has committed acts of moral turpitude in contravention of the Rule 3 of APCS (conduct) Rules, 1964".

Charge III :

"that Sri N. V. Surya Rao, Sub Treasury Officer (U/s) while working as STO at Sub Treasury, Nidadavole has preferred four fraudulently bills in fictitious names for an amount of Rs. 1,57,830 between 10-1-2005 and 3-6-2005 without keeping any record of them, drawn them, acknowledged their payment as Sub Treasury Officer, not accounted for them in any of the Disburser's accounts or acquaintance and in order to conceal those drawals manipulated the Treasury account in violation of the provisions contained in Act. 47 and local ruling under Act, 99 of A. P. Accounts Code. Vol.II. Thereby, he not only committed acts of moral turpitude but also behaved in a manner unbecoming of a responsible Treasury Officer".

Charge IV :

"that Sri N. V. Surya Rao, Sub Treasury Officer (U/s) while working as STO at Sub Treasury, Nidadavole during the period from 19-7-2002 to 1-4-2006 has fraudulently diverted various departmental receipt to the Village Panchayat Funds of Pendyala, issued Letter of Credits even though there are no balances to such an extent at the credit of that Panchayat and thereby facilitated fraudulent drawal of Government money to an extent

of Rs. 11,54,687/- through that P.D. Account and; in order to conceal his irrigularities he has committed several irregularities in maintaining Treasury ledger, postings in the pass book of the administrator and in rendering his regular treasury account. Thus he not only contravened the provisions contained in A.P.Treasury Code, A.P.Accounts Code and instructions issued thereon from time to time, as a Head of Office and custodian of Government but also exhibited conducted unbecoming of a responsible Government Servant".

Charge V :

"that Sri N. V. Surya Rao, Sub Treasury Officer (U/s) while working as STO at Sub Treasury, Nidadavole during the period from 19-7-2002 to 1-4-2006, has failed to maintain his Drawing Officer's Current Accounts No. 01000/0055192 jointly along with the second key holder of the case chest in deviation of the Government instructions issued in G.O. Ms. No. 90, Fin. (TFR) Department, dated 31-1-2002. Thereby he failed to maintain integrity and exhibited conduct unbecoming of a responsible Government Servant."

3 Whereas in the reference 3rd read above, appointed an Inquiry Officer and a regular enquiry was conducted according to Rule 20 of APCS (CC & A) Rules, 1991 in respect of Sri N. V. Surya Rao formerly Sub Treasury Officer, Nidadavole and presently working Sub Treasury Officer, District Treasury, Krishna by providing every reasonable opportunity to the Charged Officer and all the charges framed against him are held proved.

4 Whereas in the reference 4th read above, the DTA, A.P., Hyderabad has opined that the Charged Officer being the Sub Treasury Officer is responsible for proper conduct of business of the Sub Treasury and to discharge responsibility as Drawing and Disbursing Officer. He misused his official position as Drawing and Disbursing Officer and Pension Disbursing Authority committed fraudulent drawals as a Sub Treasury Officer he manipulated the records and accounts and there by facilitated fraudulent drawals through the Village Panchayat funds of Gram Panchayat, Pendyala. He committed accounting irregularities to conceal the transactions from coming to the notice of the District Treasury.The inquiry has found that the charged officer has committed all these irregularities independently based on the above, the DTA, A.P., Hyderbad has proposed action under Clause (x) of Rule 9 of A.P.C.S. (CC & A) Rules, 1991 which says that penalty of dismissal from service against Sri N. V. Surya Rao formerly Sub Treasury Officer, Nidadavole and presently working Sub Treasury Officer, District Treasury, Krishna.

5 Government after careful examination of the matter, hereby order the punishment of dismissal from service under Clause (x) of Rule 9 of A.P. C.S. (CC & A) Rules, 1991 against Sri N. V. Surya Rao formerly Sub Treasury Officer, Nidadavole and presently working Sub Treasury Officer, District Treasury, Krishna besides recovery of Rs. 13,58,930/-.

6 The Director of Treasuries and Accounts, A. P., Hyderabad shall serve this order on the individual and return its served copy along with acknowledgement of the individual to the Government urgently.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D. SAMBASIVA RAO
Principal Secretary to Government (FP).

CHARGE MEMO

Sub : P.S.- Typists - Sri G. Hari Krishna, Typist, O/o Collector, Krishna, Machilipatnam- not handed over the files while working as F1 Assistant in "F" Section - Departmental Proceedings in accordance with the procedure laid down under Rule 20 of A.P.Civil Services (CC & A) Rules, 1991 - Articles of Charges - Issued.

Ref : 1. U. O. Note in Rc. F1. 2972/2012, dated 23-8-2012.
2. U. O. Note from F-Section, dated 17-7-2012.
3. Explanation of Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam, dated 21-8-2012.
4. Explanation of Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam, dated 30-10-2012.
5. Explanation of Sri V. Sudheendra, Superintendent-F, K.C.O., Machilipatnam, dated 30-10-2012.

* * *

ORDER :

It is proposed to hold an enquiry against Sri G. Hari Krishna, Typist, K. C.O., Machilipatnam in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control an Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set in the enclosed statement of Articles of Charges (Annexure-I). A list of documents by which and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam is directed to appear before the under signed on 4-2-2013 at 3-00 P.M. in Collector's Office, Krishna, Machilipatnam and submit a written statement of his defence and to state whether he desires to be heard in person.

4. Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam is informed that an inquiry will be only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each articles of charge.

5. Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam is further informed that if he does not submit his written statement of defence on or before the date specified in Para 3 above further action will be processed based on the material available.

6. Attention of Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam is invited to rule 24 of the A.P. Civil Services (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his servivce under the Government. If any representation is received on his behalf from other person in respect of any matter dealt with these proceedings, it will be presumed that Sri G. Hari Krishna, Typist, K.C.O., Machilipatnam is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of the Memorandum be acknowledged.

BUDDHAPRAKASH M. JYOTI,
Collector,
Krishna.

Machilipatnam,
dated 20[th] January, 2013. [Rc. A7. 3155/12.

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST
Sri G. Hari Krishna, Typist working as C1 Asst. O/o KCO, Machilipatnam
ARE PROPOSED TO BE SUSTAINED.

* * *

ARTICLES OF CHARGE - I :

That the said Sri G. Hari Krishna, Typist, K. C.O., Machilipatnam being a responsible Government servant while working as F1 Assistant was kept in charge to the post of "F2" Assistant by the then Superintendent- "F" Section due to transfer of Sri K. Sateesh, F2 Assistant as CC to Additional Joint Collector in the month of February, 2010. The said G. Hari Krishna acted as F1 & F2 Assistant at a time. He has not handed over the Charge to his successor Sri B. Krishna Naik who jointed has Jr.Asst. on 28-2-2011.

ARTICLES OF CHARGE - II :

That the said G. Hari Krishna, Typist, K. C.O., Machilipatnam being a responsible Government servant while working as F1 Assistant was kept in charge to the post of "F2"- Assistant by the then Superintendent - "F" Section due to transfer of Sri K. Sateesh, F2 Assistant as CC to Additional Joint Collector in the month of February, 2010. The said G. Hari Krishna acted as F1 & F2 Assistants at a time. He has not handed over an important file bearing No. 2757/73 to his successor which is covered by High Court WPs and for which he has attended the Hon'ble High Court of A.P., Hyderabad to get Judgement copy issued by the court in favour of the Government and as per the Judgement EP is to be filed for realization of Rs. 7,28,671 with interest.

ARTICLES OF CHARGE - III :

After verification of files with reference to Personal Register his Successor Sri B. Krishan Naik who was allotted as Jr.Assistant to "F" Section to work as F2 Assistnat in the month of August 2011 has found that the following another (12) files are also not traced. The Superintendent-"F" Section has reported that Sri G. Hari Krishna has not handed over the charge of "F2" seat to Sri B. Krishna Naik. Who joined as Jr.Asst. on 22-8-2011.

1.	5775/1991	7.	3568/2007
2.	644/2000	8.	2892/2007
3.	877/2004	9.	4646/2007
4.	5007/2005	10.	1266/2008
5.	1229/2007	11.	2857/2008
6.	2893/2007	12.	537/2009

Inspite of repeated instructions from the Administration he has not handed over the charge of "F2" seat and above files and caused much inconvenience to the administration. Thus, he exhibited lack of integrity and devotion to duty and behaviour unbecoming a Government Servant and violated Rule-3 of the A.P.C.S. (Conduct) Rules, 1964.

IMPUTATIONS :

As per the U.O. Note & Explanation of Superintendent - "F" Section.

BUDDHAPRAKASH M. JYOTI,
Collector,
Krishna.

ANNEXURE - II

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST
Sri G. Hari Krishna, Typist working as C1 Asst. O/o KCO, Machilipatnam
ARE PROPOSED TO BE SUSTAINED.

1. U. O. Note in Rc. F1. 2972/2012, dated 23-8-2012.
2. U. O. Note from F-Section, dated 17-7-2012.
3. Explanation of Sri V. Sudheendra, Superintendent-F, K.C.O., Machilipatnam, dated 30-10-2012.

BUDDHAPRAKASH M. JYOTI,
Collector,
Krishna.

ANNEXURE - III

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST
Sri G. Hari Krishna, Typist working as C1 Asst. O/o KCO, Machilipatnam
ARE PROPOSED TO BE SUSTAINED.

1. Sri B. Krishna Naik, Jr.Asst., K.C.O., Machilipatnam.
2. Sri V. Sudheendra, Superintendent, F-Section, K.C.O.

BUDDHAPRAKASH M. JYOTI,
Collector,
Krishna.

ముద్రణ కమీషనరుగారిచే ప్రభుత్వ ప్రాంతీయ ముద్రణాలయము, విజయవాడనందు ముద్రించబడి, జిల్లా కలెక్టరుగారిచే ప్రచురించబడినది.